

Attorney Docket No.: 01.03US

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Wang, et al.

Serial No.: 09/886,918

Group Art Unit: 1615

Filed: June 21, 2001

Examiner: Sheikh, Humera N.

For: Stable Cosmetic Emulsion with Polyamide Gelling Agent

#4  
Aharmon  
7/12/02RESPONSE PURSUANT TO 37 CFR 1.111 AND 1.115

The Commissioner of Patents and Trademarks

Washington, D.C. 20231

Dear Sir:

In response to the Examiner's Action dated April 1, 2002, please enter the following amendments and consider the accompanying remarks.

CLEAN AMENDMENTS

Please amend the following claims as follows in its clean form below and as the previous version of the claim is marked on the attached page entitled MARKED AMENDMENTS.

A

1. A cosmetic composition comprising an emulsion of an aqueous phase and a non-aqueous phase, and a gelling system of at least one alkylene oxide containing emulsion stabilizer and at least one non-siloxane based polyamide resin present in the non-aqueous phase.

AJ

14. A stable cosmetic emulsion comprising a colorant component present in an amount greater than about 2.0 percent by weight of the composition, an aqueous phase, and an oil phase wherein the aqueous phase contains at least a gelling sufficient amount of at least one non-siloxane based polyamide resin having a terminal end group selected from the group consisting of amine, acid, and ester present in the non-aqueous phase, and at least one ethylene oxide containing surfactant having an HLB greater than 8.